

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 JPMORGAN CHASE BANK, N.A.,)
4)

5 Plaintiff,)

6 vs.)

Case No.: 2:17-cv-00335-GMN-PAL

7 SFR INVESTMENTS POOL 1, LLC, *et*)
8 *al.*,)

ORDER

9 Defendants.)
10

11 Pending before the Court is a Motion Demanding Security of Costs, (ECF No. 13),
12 filed by Defendant SFR Investments Pool 1, LLC (“Defendant”). For the reasons set
13 forth below, the Motion is granted.

14 The Ninth Circuit recognizes that “federal district courts have inherent power to
15 require plaintiffs to post security for costs.” *Simulnet E. Assocs. v. Ramada Hotel*
16 *Operating Co.*, 37 F.3d 573, 574 (9th Cir. 1994). Under Nevada law, “[w]hen a plaintiff
17 in an action resides out of the State, or is a foreign corporation, security for the costs and
18 charges which may be awarded against such plaintiff may be required by the defendant.”
19 NRS § 18.130(1). “After the lapse of 30 days from the service of notice that security is
20 required . . . upon proof thereof, and that no undertaking as required has been filed, the
21 court or judge may order the action to be dismissed.” NRS § 18.130(4). It is the policy of
22 the United States District Court for the District of Nevada to enforce the requirements of
23 NRS § 18.130 in diversity actions. *See, e.g., Feagins v. Trump Org.*, No. 2:11-cv-01121-
24 GMN, 2012 WL 925027, at *1 (D. Nev. Mar. 19, 2012).

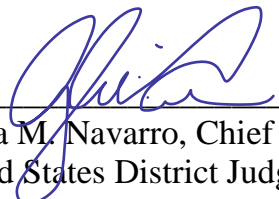
1 Because Plaintiff resides outside of Nevada, (Compl. ¶ 3, ECF No. 1), the Court
2 finds that it is appropriate to require Plaintiff to post a security bond of \$500.00 in this
3 matter pursuant to NRS § 18.130.

4 **IV. CONCLUSION**

5 **IT IS HEREBY ORDERED** that the Motion Demanding Security of Costs, (ECF
6 No. 13), is **GRANTED**.

7 **IT IS FURTHER ORDERED** that Plaintiff must submit a bond pursuant to this
8 Order in the amount of \$500.00 as to Defendant. Failure to do so within thirty days of
9 the filing date of this Order shall constitute grounds for dismissal.

10 **DATED** this ²³ day of May 2017.

11
12
13 
14 _____
Gloria M. Navarro, Chief Judge
United States District Judge
15
16
17
18
19
20
21
22
23
24
25